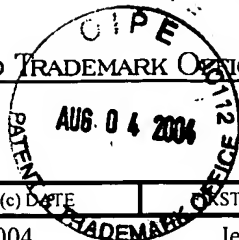




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APPLICATION NUMBER	FILING OR 371 (c) DATE	EXAMINER NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,340	04/09/2004	Jeffery J. Fencel	C047553/0171507

CONFIRMATION NO. 9987

## FORMALITIES LETTER



\*OC000000013038721\*

James B. Surber, Esq.  
 Bryan Cave, LLP  
 One Metropolitan Square, Suite 3400  
 St. Louis, MN 63102

Date Mailed: 06/23/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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 Alexandria VA 22313-1450

08/06/2004 MAHMED1 00000052 10821340

01 FC:2051

65.00 OP

*A copy of this notice **MUST** be returned with the reply.*

M. T. Zane  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



James B. Surber  
Voice: (314) 259-2390  
jbsurber@bryancave.com

August 4, 2004

**Express Mail No. EV316060464US**

MAIL STOP Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Re: Patent Application Serial No. 10/821,340

For: WIND ACTIVATED DECOY

Filed: April 9, 2004

Docket No. C047553/0171507

**Bryan Cave LLP**

One Metropolitan Square

211 North Broadway

Suite 3600

St. Louis, MO 63102-2750

Tel (314) 259-2000

Fax (314) 259-2020

www.bryancave.com

Dear Sir:

Enclosed please find the following documents to be filed in connection with the above-identified patent application:

1. Transmittal letter (1 page in duplicate)
2. Certificate of Express Mailing
3. Response to Notice to File Missing Parts (2 pages)
4. Joint Declaration and Power of Attorney for Utility Patent Application (3 pages)
5. Check for Fee (\$65.00)
6. Copy of the Notice (2 pages)
7. Return postcard

Kindly date-stamp and return the enclosed self-addressed, stamped postcard.

Very truly yours,

James B. Surber

JBS/kh

Enclosures

Chicago

Hong Kong

Irvine

Jefferson City

Kansas City

Kuwait

Los Angeles

New York

Phoenix

Riyadh

Shanghai

St. Louis

United Arab Emirates (Dubai)

Washington, DC

*And Bryan Cave,  
A Multinational Partnership,  
London*



Express Mail Label No. EV316060464US  
Docket No. C047553/0171507

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Jeffery J. Fencel et al. ) Examiner: Not Assigned  
Serial No. 10/821,340 ) Art Unit: 3643  
For: WIND ACTIVATED DECOY )

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label No. EV316060464US  
Date of Deposit: August 4, 2004

I hereby certify that the following:

- Transmittal letter (1 page in duplicate)
- This Certificate of Express Mailing
- Response to Notice to File Missing Parts
- Joint Declaration and Power of Attorney for Utility Patent Application
- Check in the amount of \$65.00 for fee
- Copy of the Notice
- Return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR Section 1.10 on the Date of Deposit indicated above in an envelope addressed to BOX MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Type Name: Ellis Macon  
Signature of Person Making Deposit

James B. Surber, Esq.  
BRYAN CAVE LLP  
One Metropolitan Square  
211 North Broadway, Suite 3600  
St. Louis, MO 63102-2750  
(314) 259-2390



C047553/0171507

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	
Jeffery J. Fencel et al.	)	
	)	
Serial No.: 10/821,340	)	Examiner: Not Assigned
	)	
Filed: April 9, 2004	)	Art Unit: 3643
	)	
For: WIND ACTIVATED DECOY	)	

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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

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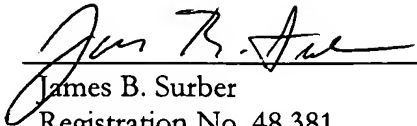
Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application issued on June 23, 2004, enclosed are:

- (1) a "Joint Declaration and Power of Attorney for Utility Patent Application," which has been executed by the inventors in compliance with 37 C.F.R. §1.63;
- (2) a check for \$65.00 for the surcharge for filing the missing declaration, as set forth in 37 C.F.R. §1.16(e); and
- (3) a copy of the Notice.

No additional fees are currently due. However, if this is incorrect, the undersigned hereby authorizes any additional fees to be paid from Deposit Account No. 02-4467.

Respectfully submitted,

By:   
James B. Surber  
Registration No. 48,381  
BRYAN CAVE LLP  
One Metropolitan Square  
211 N. Broadway, Ste. 3600  
St. Louis, Missouri 63102-2750  
Tele. (314) 259-2390  
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